

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

MEDIOSTREAM, INC.,

Plaintiff,

v.

ACER INC., ET AL.,

Defendants.

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Case No. 3:10-cv-05762-RS

**[PROPOSED] ORDER AND
STIPULATION OF DISMISSAL**

Judge Richard Seeborg

IT IS HEREBY STIPULATED, by and among Plaintiff MedioStream, Inc. and Defendants Acer America Corp. and Acer, Inc. (collectively the “Parties”) through their counsel of record and subject to the approval of the Court that:

1. All claims presented by MedioStream, Inc. in this litigation are dismissed with prejudice as to Acer America Corp. and Acer, Inc.;
2. All counterclaims presented by Acer America Corp. and Acer, Inc. in this litigation against MedioStream, Inc. are dismissed without prejudice; and
3. The Parties shall bear their own costs and attorneys’ fees.

Dated: July 29, 2013

/s/ Henry C. Bunsow

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*Counsel for Defendants
Acer America Corp. and Acer, Inc.*

IT IS SO ORDERED:

Dated: 7/29/13



Hon. Richard Seeborg
United States District Judge